

DETAILED ACTION

EXMAINERS AMENDMENT

EXAMINER'S AMENDMENT

1. An extension of time under 37 CFR 1.136(a) is required in order to make an examiner's amendment which places this application in condition for allowance. During a telephone conversation conducted on 03/07/2008, Applicant requested an extension of time for 2 MONTH(S) (First month extension was previously requested and granted for \$60.) and authorized the Director to charge Deposit Account No. 50-2263 the required fee of \$230-\$60 = \$170 for this extension and authorized the following examiner's amendment. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Edward Mao on March 7th, 2008.

The application has been amended as follows: (Examiner's amendments are with respect to the claims submitted on 02/25/2008.)

- Cancel claim 5.
- Amend claims 3 and 6 to correct the miss-spelling of the word ratio which is spelled "ration" in the claims 3 and 6. The amendment to line 6 of claims 3 and 6 is as follows:

-- wherein the calculating a complexity ratio of the--

Allowable Subject Matter

1. Claims 3-4, 6, 8-9, 14-15, 18-19, 21-23, 28, 32-36, and 38-40 are allowed.
2. The following is an examiner's statement of reasons for allowance: Claims 3-4, 6, 8-9, 14-15, 18, 28, and 32-35 were objected to as being dependent on a rejected claim in the previous office action. However, the current amendment (received on 02/25/2008) either includes all the limitations of the base claim (i.e. the previously objected claims are in independent form) or the claim on which they depend has been amended to include allowable subject matter. Claims 19, 21-23, 36, and 38-40 were indicated as allowable in the previous office action. .

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nathan Bloom whose telephone number is 571-272-9321. The examiner can normally be reached on Monday through Friday from 8:30 am to 5:00 pm (EST).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Samir Ahmed, can be reached on 571-272-7413. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2624

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

NB

/Samir A. Ahmed/
Supervisory Patent Examiner, Art Unit 2624